

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 53

January 14, 2009

SUMMARY OF BILL: Creates a new Class E felony for a person to knowingly publish in any form information or records relating to handgun carry permits, renewal applications or any material required for a permit.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures - \$13,000/Incarceration*

Assumptions:

- According to the Department of Correction (DOC), the average time served for a Class E felony is 1.80 years.
- According to the U.S. Census Bureau, population growth in Tennessee has been 1.12 percent per year for the past 10 years, yielding a projected compound population growth of 11.78 percent over the next 10 years. No significant incarceration cost increase will occur due to population growth in this period.
- Since this bill creates a new offense, no recidivism discount has been included.
- One Class E felony every three years with 1.80 years time served (657.45 days). The annualized time served per conviction is 216.95 days (0.33 annual number of convictions x 657.45 days served). According to DOC, the average operating cost per inmate per day for calendar year 2009 is \$59.80. The annualized cost per conviction is \$12,973.61 (\$59.80 x 216.95 days).
- A small increase in cases in the court system, which will result in additional state and local government expenditures for processing the cases and additional state and local government revenue from fees, taxes and costs collected. These expenditures and revenue are estimated to be not significant.

**Tennessee Code Annotated, Section 9-4-210, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law. The amount appropriated from recurring revenues shall be based upon the highest cost of the next 10 years.*

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "James W. White". The signature is fluid and cursive, with the first name "James" written in a more compact, stylized manner.

James W. White, Executive Director

/lsc